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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
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11 MARGARITA HERNANDEZ RIVERA,

12 Plaintiff,

13 v.

14 COMMISSIONER OF SOCIAL SECURITY,

15 Defendant.
16

Case No. 1:21-cv-00761-SAB

ORDER GRANTING APPLICATION TO
PROCEED *IN FORMA PAUPERIS* AND
DIRECTING CLERK OF COURT TO ISSUE
SUMMONS

(ECF No. 2)

17 Margarita Hernandez Rivera (“Plaintiff”) filed a complaint on May 12, 2021, along with
18 an application to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915. Plaintiff’s application
19 demonstrates entitlement to proceed without prepayment of fees.

20 On April 14, 2020, General Order Number 615 issued staying all Social Security actions
21 filed after February 1, 2020 until the Commissioner may begin normal operations at the Office of
22 Appellate Hearings Operations and may resume preparation of a certified copy of the
23 administrative record. The Court shall order that the complaint in this action be served and the
24 matter will be stayed once service has been effected on the defendant. Plaintiff is hereby
25 directed to paragraph 1 of the scheduling order to be issued in this action, which directs that the
26 summons and complaint shall be served **within 20 days of the filing of the complaint.** Plaintiff
27 shall promptly file proof of service with the Court upon completion of service.

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Accordingly, IT IS HEREBY ORDERED THAT:

1. Plaintiff's application to proceed *in forma pauperis* is GRANTED;
2. The Clerk of Court is DIRECTED to issue a summons; and
3. The United States Marshal is DIRECTED to serve a copy of the complaint, summons, and this order upon the defendant if requested by the plaintiff.

IT IS SO ORDERED.

Dated: May 13, 2021

A handwritten signature in blue ink, appearing to read "James A. Be...", is written over a horizontal line.

UNITED STATES MAGISTRATE JUDGE